

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**PETER DAVID WINEGARNER,**  
**Plaintiff,**

**v.**

**CINEMARK USA, Movie Theaters, Inc.,**  
**et al.,**  
**Defendants.**

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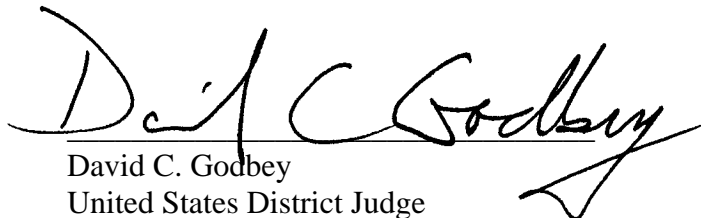
**3:08-CV-2232-N**

**ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF  
THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions and a recommendation in this case. Plaintiff/Petitioner filed objections, and the District Court has made a *de novo* review of those portions of the proposed findings and recommendation to which objection was made. The objections are overruled, and the Court ACCEPTS the Findings, Conclusions and Recommendation of the United States Magistrate Judge. Within twenty (20) days of the date of this order, Plaintiff will FILE a first amended complaint in compliance with Fed. R. Civ. P. 8(a) to allege all claims and name all Defendants, including the City of Lewisville and Police Officer Ryan Maly.

SO ORDERED.

Signed June 17, 2009.

  
David C. Godbey  
United States District Judge